



12/22/03

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GENO200.2CIP

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

APPLICANT:	MESSIER ET AL.)	
)	ART UNIT:
SERIAL NO.:	09/942,252)	
)	EXAMINER:
FILED:	AUGUST 28, 2001)	
)	CONF. NO.: 6811
FOR:	METHODS TO IDENTIFY POLY-)	
	NUCLEOTIDE AND POLY PEPTIDE)	
	SEQUENCES WHICH MAY BE)	
	ASSOCIATED WITH PHYSIOLOGICAL)	
	AND MEDICAL CONDITIONS)	

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

**REQUEST FOR WITHDRAWAL OF
NOTICE OF ABANDONMENT UNDER 37 CFR 1.53(f) OR (g)**

Dear Sir:

In regard to the referenced application and the Notice of Abandonment of December 9, 2003, Applicants respectfully point out that a timely and proper response to the April 4, 2002 Notice to Comply with Requirements for Patent Applications Containing Nucleotide Sequence and/or Amino Acid Sequence Disclosures, was submitted by the undersigned on April 15, 2002. The response included a new sequence listing in computer readable form (CRF) and a Statement under 37 CFR 1.821(f). A copy of both the Notice to Comply with Requirements for Patent Applications of April 4, 2002, and the response of April 15, 2002 (including CRF), are enclosed herewith. Also enclosed is a PTO stamped return postcard dated April 22, 2002.

In view of the foregoing, it is respectfully requested that the Notice of Abandonment of December 9, 2003 be withdrawn or rescinded.

It is believed that no fee is due with this submission. If this is in error, please charge any necessary fees to Deposit Account No. 19-5117.

Respectfully submitted,

Dec 19 2003
Date

Margaret M. Wall
Margaret M. Wall, #33,462
Swanson & Bratschun, LLC
1745 Shea Center Drive, #330
Highlands Ranch, CO 80129
303-268-0066

cc: G. Orndorff w/ encls.
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Attorney Docket: GENO200.2/CIP

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

APPLICANT: MESSIER *ET AL.*

SERIAL NO.: 09/942,252

FILED: AUGUST 28, 2001

TITLE: METHODS TO IDENTIFY POLYNUCLEOTIDE AND
POLYPEPTIDE SEQUENCES WHICH MAY BE
ASSOCIATED WITH PHYSIOLOGICAL AND
MEDICAL CONDITIONS

EXAMINER:

ART UNIT:

CNFRM NO.: 6811

Assistant Commissioner for Patents
P.O. Box 2327
Arlington, VA 22202
Box SEQUENCE

COPY

STATEMENT UNDER 37 C.F.R. § 1.821(f)

Dear Sir:

Enclosed is a computer readable form of the SEQUENCE LISTING for the above-identified application submitted under 37 C.F.R. § 1.821(e). A paper copy of the SEQUENCE LISTING has been submitted under 37 C.F.R. § 1.821(c).

I hereby state that the contents of the disk and the paper copy are the same. 37 C.F.R. § 1.821(f).

The paper and disk copies of the SEQUENCE LISTING include no new matter. 37 C.F.R. § 1.821(g).

Respectfully submitted,

Margaret M. Wall
Margaret M. Wall, #33,462
Swanson & Bratschun, L.L.C.
1745 Shea Center Drive, Suite 330
Highlands Ranch, Colorado 80129
(303) 268-0066

37 CFR 1.8

CERTIFICATE OF MAILING

I hereby certify that this correspondence is being deposited with the United States Postal Service as first class mail in an envelope addressed to:
Assistant Commissioner for Patents, Arlington, VA 22202 on 9/15/01

Signature: Tasha L. Cove

Name: Tasha L. Cove

S:\CLIENT FOLDERS\EVOLUTIONARY GENOMICS\200-2\CIP\SEQUENCE STATEMENT.DOC



COPY

DATE: April 15, 2002

APPLICANT: Messier et al.

SERIAL NO: 09/942,252

FOR: Methods To Identify Polynucleotide And Polypeptide
Sequences Which May Be Associated With Physiological
And Medical Conditions

RECEIPT IS HEREBY ACKNOWLEDGED OF:

Statement Under 37 C.F.R. § 1.821(f): (1pg)
Sequence Listing in Computer Readable Form: (1 disk)

Docket: GENO 200.2/CIP

BEST AVAILABLE COPY



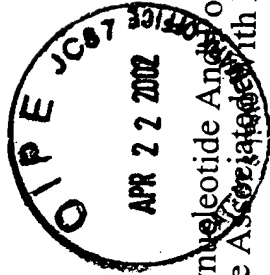
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DATE: April 15, 2002

APPLICANT: Messier et al.

SERIAL NO: 09/942,252

FOR: Methods To Identify Polynucleotide And Polypeptide Sequences Which May Be Associated With Physiological And Medical Conditions



RECEIPT IS HEREBY ACKNOWLEDGED OF:

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Sequence Listing in Computer Readable Form: (1 disk)

Docket: GENO 200.2/CIP

BEST AVAILABLE COPY



Attorney Docket: GENO200.2/CIP

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

APPLICANT: MESSIER *ET AL.*
SERIAL NO.: 09/942,252
FILED: AUGUST 28, 2001
TITLE: METHODS TO IDENTIFY POLYNUCLEOTIDE
AND POLYPEPTIDE SEQUENCES WHICH MAY
BE ASSOCIATED WITH PHYSIOLOGICAL AND
MEDICAL CONDITIONS
EXAMINER:
ART UNIT:
CNFRM NO.: 6811

Assistant Commissioner for Patents
P.O. Box 2327
Arlington, VA 22202
Box SEQUENCE

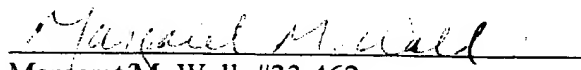
COPY

TRANSMITTAL LETTER

Sir:

Applicant hereby submits, in response to the Notice to Comply with Requirements for Patent Applications Containing Nucleotide Sequence and/or Amino Acid Sequence Disclosures, mailed April 4, 2002, a disk containing a computer readable form of the sequence listing in the above-referenced application and a Statement Under 37 C.F.R. § 1.821(f).

Respectfully submitted,


Margaret M. Wall, #33,462
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1745 Shea Center Drive, Suite 330
Highlands Ranch, Colorado 80129
Telephone: (303) 268-0066
Facsimile: (303) 268-0065

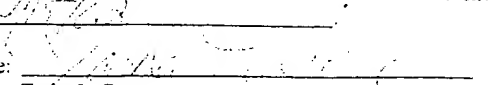
cc: Ginny Orndorff

S:\CLIENT FOLDERS\EVOLUTIONARY GENOMICS\200-2\CIP\SEQ TRANSMITTAL LETTER.DOC

37 CFR 1.8

CERTIFICATE OF MAILING

I hereby certify that this correspondence is being deposited with the United States Postal Service as first class mail in an envelope addressed to:
Assistant Commissioner for Patents, Arlington, VA 22202 on

Signature: 
name: Tasha L. Cove